THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :27211 of 2006

DATED:22-06-2007

BETWEEN:

Anumula Venkaiah & 2 others.

..... PETITIONERS

AND

The Special Deputy Collector (Tribal Welfare)
Bhadrachalam,
Khammam District & 3 others.

.....RESPONDENTS

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ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Social Welfare appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the inaction of the 2nd respondent in passing appropriate orders either on the stay petition or on the appeal itself filed on 07-12-2006 against the order of eviction, dated 12-07-2006, L.T.R.Case No.955/2000/MKP passed by the 1st respondent, as illegal and arbitrary.

3. It is the case of the petitioner that against the order of the 1st respondent-Special deputy Collector (Tribal Welfare), Bhadrachalam, in L.T.R.Case No.955/2000/MKP, dated 12-07-2006, appeal has been filed before the 2nd respondent-Additional Agent to Government on 06-12-2006, but no orders have been passed and therefore, the petitioner is constrained to file this Writ Petition.

4. This Court, on 05-01-2007 while issuing notice before admission, granted interim order to maintain *status quo*. Since no counter is filed, it is not known whether any appeal is pending or not. However, if any appeal is pending before the 2nd respondent

status quo order granted by this Court on 05-01-2006 shall continue pending disposal of the appeal, and the 2nd respondent shall dispose of the appeal itself, as expeditiously as possible, if not already disposed of in accordance with law.

5. Accordingly, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

22nd June, 2007.
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